

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

Case No. 1:07-CV-1191 (LEK/DRH)

ADVANCED FIBER TECHNOLOGIES (AFT) TRUST,	)	
	)	
<i>Plaintiff</i>	)	
v.	)	<b><u>NOTICE OF APPEAL</u></b>
	)	
J&L FIBER SERVICES, INC.,	)	
	)	
<i>Defendant.</i>	)	
	)	

Notice is hereby given that Plaintiff Advanced Fiber Technologies (AFT) Trust ("AFT") hereby appeals to the United States Court of Appeals for the Federal Circuit from: (i) the Memorandum-Decision and Order (D.E. 114) entered in this action on September 13, 2010 granting in part and denying in part Defendant J&L Fiber Services, Inc.'s ("Defendant") Motion for the Construction of Claim Terms, granting in part and denying in part Defendant's Motion for Summary Judgment, denying AFT's Motion for Summary Judgment on the issue of infringement and denying AFT's Motion for Summary Judgment on the issue of validity; and (ii) the Decision and Order (D.E. 129) entered in this action on January 21, 2011 denying AFT's Motion for Reconsideration, granting Defendant's Motion for Reconsideration and dismissing AFT's Complaint.

Respectfully submitted,

Dated: February 17, 2011

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**CERTIFICATE OF SERVICE**

I certify that on the 17<sup>th</sup> day of February 2011, I electronically filed the foregoing **Notice of Appeal** with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following:

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